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DECISION ON PETITION


In re Application of:
Edwin H. Wegman et al
Serial No. 08/757,904
Filed: November 27, 1996
For: REDUCTION OF ADIPOSE TISSUE

This is a decision on the petition under 37 CFR 1.136(b), filed October 19, 1998, to obtain a one month extension of time for filing a reply brief in response to the examiner's answer mailed August 17, 1998. The extension would result in a November 17, 1998 due date for such a reply brief.

Petitioner asserted that due to the medical conditions of both the attorney and one of the applicants, a polished reply brief could not be filed within the two month time period available for filing such a brief. However, in the event that the petition was not granted, an unpolished reply brief was filed along with the petition. Petitioner stated that the additional time requested would be used to polish the brief, and to include perhaps a restatement of the features in the claims which have been perhaps overlooked during examination, and to better focus on the issues.

The reason for the extension and the requested time for extension are deemed to meet the requirements of "sufficient cause and for a reasonable time specified" in 37 CFR 1.136(b). Accordingly, the petition is granted. Note, no fee was due for such a petition and, therefore, no fee was charged to applicants' deposit account.

PETITION GRANTED.


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